

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Group Art Unit:

2187

Stephen S. Selkirk et al.

Examiner:

G.A. Gossage

Serial No.:

09/884,822

Filed:

June 19, 2001

For:

APPARATUS AND METHOD FOR INSTANT COPY OF

DATA USING POINTERS TO NEW AND ORIGINAL DATA

IN A DATA LOCATION

RECEIVED

Attorney Docket No.: 2001-005-DSK

JAN 27 2004

Technology Center 2100

INFORMATION DISCLOSURE STATEMENT AND CERTIFICATION UNDER 37 C.F.R. § 1.97(c) AND (e)(1)

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

In compliance with the duty of disclosure under 32 G.F.R. § 1.56 and § 1.97-1.98, the references listed and identified on the attached Form PTO/SB/08A are being submitted herewith for consideration by the Examiner. This Statement is being filed in accordance with 37 C.F.R. § 1.97(c), i.e., after the mailing date of a first Office Action on the merits but before the mailing of a final action or a notice of allowance. The undersigned certifies that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application not more than three months prior to the filing of this Statement, i.e., January 8, 2004.

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8
I hereby certify that this paper, including all enclosures referred to herein, is being deposited with the United States
Postal Service as first-class mail, postage pre-paid, in an envelope addressed to: Assistant Commissioner for Patents,
P.O. Box 1450, Alexandria, VA 22313-1450 on:

Date of Deposit

Stephanie Klepp Name of Person Signing

-1

Signature

While this Statement is being filed in compliance with the duty of disclosure, citation of the attached references is not to be construed as an admission that any of the references are "material" as defined under 37 C.F.R. § 1.56(b).

A copy of each reference listed on the attached Form PTO/SB/08A is included herewith. Consideration and entry into the record of these references is respectfully requested.

Respectfully submitted,

STEPHEN S. SELKIRK ET AL.

Bv.

Timothy R. Schulte Reg. No. 29,013

Attorney/Agent for Applicant

Date: January 13, 2004

STORAGE TECHNOLOGY CORPORATION

One StorageTek Drive, MS-4309 Louisville, Colorado 80028-4309

Telephone: 303-673-5989 Facsimile: 303-673-4151 Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control

| Substitute for Form 1449A/PTO | | | | Complete if Known | | | |
|-------------------------------|---------------|---------|-------|------------------------|-----------------------------|--|--|
| | | | | Application Number | 09/884,822 June 19, 2001 | | |
| i | | | OSURE | Filing Date | | | |
| STATEMENT BY APPLICANT | | | | First Named Inventor | Selkirk et al. | | |
| | | | | Group Art Unit | 2187 | | |
| (use as many | sheets as nec | essary) | | Examiner Name | G.A. Gossage | | |
| Sheet | 1 | of | 1 | Attorney Docket Number | 2001-005-DSK | | |

| U.S. PATENT DOCUMENTS | | | | | | | | |
|-----------------------|--------------------------|----------------------|-----------------------------|---|---|--|--|--|
| Examiner Initials | 0.11 | U.S. PATENT DOCUMENT | Name of Patentee or | Date of Publication of Cited Document MM- DD-YYYY | Pages, Columns, Lines, Where Relevan Passages or Relevant Figures Appear | | | |
| | Cite No. ¹ | Number | Applicant of Cited Document | | | | | |
| | | 6,029,166 | Mutalik et al. | 2/22/2000 | | | | |
| | | 6,038,639 | O'Brien et al. | 3/14/2000 | | | | |
| | | 6,161,111 | Mutalik et al. | 12/12/2000 | | | | |
| | | 6,212,531 | Blea et al. | 4/3/2001 | | | | |
| | | | | | | | | |
| - | | | | | | | | |
| | | | | | | | | |
| | | | | | RECEIVED | | | |
| | | | | | JAN 2 7 2004 | | | |
| | | | | 19 | Technology Center 2100 | | | |
| | | | | | (Citiniod) comme | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |

| FOREIGN PATENT DOCUMENTS | | | | | | | | | |
|--------------------------|----------|-------------|--------------------------------------|--------------------------------|---|---|--|--|--|
| Cite No.1 | | | Kind Code ⁵ (if known) | Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T ⁶ | | |
| | WO | 00 49500 | A | EMC Corp. | 8/24/2000 | | | | |
| 2 | | | | | | | . 7 | | |
| | | | | | | | | | |
| | | | | | | *** | - | | |
| | | | | | | | | | |
| | | No.¹ Office | Cite Foreign Patent Do | Cite Foreign Patent Document | Cite No.¹ Foreign Patent Document Name of Patentee or Applicant of Cited Document Office ³ Number ⁴ Kind Code⁵ (if known) A EMC Corp. | Cite No. 1 Foreign Patent Document Name of Patentee or Applicant of Cited Document MM-DD-YYYY WO 00 49500 A EMC Corp . 8/24/2000 | Cite No. 1 Foreign Patent Document Name of Patentee or Applicant of Cited Document MM-DD-YYYY Relevant Passages or Relevant Figures Appear | | |

| | | |
|-----------|------------|--|
| Examiner | Date | |
| Signature | Considered | |

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁵ Applicant is to place a check mark here if English language Translation is attached.